



EW-ROMNEY is one of the Cinque-Ports, and sends Barons to Parliament, who are elected by the Mayor, Jurats, and Commonalty of the Corporation, and there are only two Ways of obtaining ~~the~~ Freedom; the one by Birth, being the Sons of Freeman, and Refiant within the Corporation, and the other *ex Gratia*, by Election of a common Assembly of the Corporation.

But Note, That altho' a Man hath a Right to his Freedom by Birth and Residence, yet he cannot exercise it until such time as he hath claimed it, and it is allowed by the common Assembly, and an Entry is made in the Corporation-Book, that such Claim was made, and that it was either allowed or rejected.

At the late Election, the Petitioners, and Mr. *Papillon* and Mr. *Effington* stood Candidates, when the former were elected by a Majority of Two; but Mr. *John Coates*, the Mayor of the said Town, and the returning Officer, hath returned Mr. *Papillon* and Mr. *Effington*, and given them a Majority of One upon the Poll, (*viz.*) 11 for the Petitioners, and 12 for the Sitting Members.

The Petitioner's OBJECTIONS to such Poll, are as follow.

FOR that the Mayor hath omitted Mr. *John Masfcall* therein, altho' he, together with Mr. *Bachelor*, Mr. *Ellis*, Mr. *Norman*, Mr. *Tookey jun.* and Mr. *Jof. Coates*, (who are upon the Poll) was elected a Freeman by the common Assembly, on the 28th of May 1735, and had a Right to vote at the late Election, and accordingly did vote for the Petitioners, and ought to have been taken down for them, whereby their Numbers would have been 12.

17. Третье направление — это

Mr. Masfoll was likewise entitled to his Freedom by Birth and Residency.

THE next Objection to the Poll is, that *Jeremiah Smith* is taken down as a Vote for the Sitting Members, whereas he had no Right to vote ; for altho' he did, at a common Assembly held upon the 25th Day of *March* 1724, desire to be admitted to his Freedom, yet it appearing that he was not Reliant within the Corporation, and consequently not entitled to his Freedom, the common Assembly unanimously refused to admit him, and an Entry of such Refusal was then made in their Books ; since which time he never demanded his Freedom.

THE Petitioners therefore insist, That his Vote ought to be taken from the Poll, which will reduce the Numbers for the Sitting Members to (11.)

IT appears likewise upon the Poll, that the Mayor has voted for the Sitting Members twice, first to make the Numbers equal, and then to make a Majority, which is apprehended to be illegal, and contrary to many Resolutions of the House of Commons; so that one of his Votes ought to be taken from the Poll, whereby the Numbers for the Sitting Members are reduced to (10.)

[illegible]

THE Pretence of the Mayor for refusing the Vote of *John Masfcall*, is, That he was never sworn a Freeman, which is true; but the Fault was not in him, for he demanded of the Mayor to swear him before he offered his Vote for the Petitioners; but the Mayor refused to swear him, alledging, That he could not be sworn but at a Court of Record held by the Mayor and Jurats, whereas many Instances may be produced where Freeman have been sworn at common Assemblies, as well as at Courts of Record.

BUT if the want of being sworn be an Objection to *Masfall*, there is the same likewise to *Smith*, for he was neither admitted or sworn, and yet the Mayor hath allowed his Vote, and it's impossible, if *Masfall* be a bad Vote, to make *Smith* a good one: So that altho' *Masfall* and *Smith* were under the same Circumstances, (which it's submitted they are not) and that both their Votes should be allowed or disallowed; yet there remains a Majority of One for the Petitioners, and there was no occasion for the Mayor's Casting-Vote, (altho' he had had a Right to give it) which the Petitioners insist he had not.

An Exact State of the POLL as taken by the Mayor, 17th August 1727.

For Sir Rob. Farnese Bart.

Mr. Robert Cobb,
Mr. John Whitcomb,
William Finch Esq;
Mr. Robert Mafcall,
Mr. Thomas Edwards,
Mr. John Gray,
Mr. Isaac Rutton,
Mr. Thomas Baker,
Mr. Stephen Brett,
Mr. Richard Elles,
Mr. Thomas Norman,

II.

For David Papillon Esq;

John Coates Esq; Mayor,
Mr. Thomas Lancaster,
Mr. Nicholas Durant,
Mr. John Tooky,
Mr. John Bassett,
Mr. H. Wigbrwick,
Mr. Cha. Wellard,
Mr. Edward Bachelar,
Mr. Barth. Tooky,
Mr. Jof. Coates,
JEREMIAH SMITH,

II

John Coates Esq; Mayor,

Ref

John Coates Esq; Mayor,

This is a true Copy examined by me

John Coates.

IF the Petitioners Objections be just, there can be no Pretence to allow the Mayor a double Vote, because there will be a plain Majority without it; for adding Mr. *John Mascall* to the Number for the Petitioners, and taking Mr. *Jeremiah Smith* from the Sitting Members, the Poll (exclusive of one of the Mayor's Votes) will stand thus:

For the Petitioners	—	—	12
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For the Sitting Members	—	— 10
...	...	...

Majority for the Petitioners	—	—	—
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SETTING aside both *Mr. John Masfcall* and *Mr. Jeremiah Smith*, and then the Poll (exclusive of the Mayor's second Voice) will stand thus:

For the Petitioners

For the Sitting Man

Majority for the People

NEITHER of which Ways the Petitioners have a Majority; by the former there will be a Majority of TWO, and by the latter of ONE.

I W O, by the name of C W E
 H O F, supposing that Mr. Mould should be rejected, and Mr. Smith allowed, yet even then the Sit-
 ing Members cannot pretend to a majority, unless Mr. Mould be allowed to have two Votes, when the
 result will be in favour of the Government, and cannot be reversed by Law.